കഷ്ടപ്പെട്ടതാണെന്ന് താഴ്മ്മേണ്ടു് ധരിച്ചിട്ടുണ്ടോ?

മിസ്റ്റർ എം. ടി. നാരായണയ്യർ.—അന്വേഷിച്ചു പറയാം.

മിസ്റ്റർ പി. കുമാരൻ എഴുത്തഛൻ.—സബ്ഡിവിഷൻ (൫) അതു് ഇടിഞ്ഞു പൊളിഞ്ഞാണു് കിടക്കുന്നതെന്നു് താഴ്മ്മേണ്ടിനു് മനസ്സിലായിട്ടുണ്ടോ?

മിസ്റ്റർ എം. ടി. നാരായണയ്യർ.—വലിയകേടൊന്നുമില്ലെന്നാണു് അറിയുന്നതു്.

മിസ്റ്റർ പി. കുമാരൻ എഴുത്തഛൻ.—അതു് എവിടെനിന്നു കിട്ടീട്ടുള്ള വർത്തമാനമാണു്?

മിസ്റ്റർ എം. ടി. നാരായണയ്യർ.—അസിസ്റ്റാൻറ എഞ്ചിനീയരിൽനിന്നും കിട്ടിയതാണു്.

മിസ്റ്റർ പി. കുമാരൻ എഴുത്തഛൻ.—അതു് ശരിയാണൊ എന്നു പോയിച്ചറിഞ്ഞോ?

മിസ്റ്റർ എം. ടി. നാരായണയ്യർ.—അതു അദ്ദേഹത്തോടു ചോദിച്ചില്ല.

മിസ്റ്റർ ടി. കെ. നായർ.—ചീഫ് എഞ്ചിനീയർക്കു നേരിട്ടു് അന്വേഷിക്കുവാൻ മെമ്പർമാർക്കു മേലാകുമോ?

മിസ്റ്റർ എം. ടി. നാരായണയ്യർ.—അന്വേഷിക്കാം.

Complaint of a teacher in the Chathiyath Convent School.

330. Mr. T. A. Ramachandra Ayyar.—Will the Government be pleased to state.—

(a) whether there was any complaint from a teacher employed in the Chathiyath Convent School to the Director of Public Instruction, when he was dismissed by the Manager;

(b) will a copy of the petition be placed on the table of the House;

(c) whether the entry of the teacher in the register as permanent was changed into non-permanent by adding non;

(d) what action was taken in this matter by the department?

Mr. I. N. Menon.—(a) Yes.

(b) Copy is appended (*Appendix X.*)

(c) The entry in the service book of the teacher was apparently changed from 'permanent' into 'non-permanent.'

(d) The matter was reported to the Diwan.

Mr. T. A. Ramachandra Ayyar.—Did the Director issue any orders to the Manager for reinstating this teacher?

Mr. I. N. Menon.—At first an order was issued to the Manager to re-instate the teacher, and then my information was that he was permanent.

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Mr. T. A. Ramachandra Ayyar.— Did the Manager obey the order?

Mr. I. N. Menon.—He did not. He said that the teacher was not permanent.

Mr. T. A. Ramachandra Ayyar.—Did the Director himself make any inquiry?

Mr. I. N. Menon.—I did not make an enquiry myself. The point at issue was whether the teacher was permanent or non-permanent. The only thing that has to be enquired into was the service book which was called for.

Mr. T. A. Ramachandra Ayyar.—So, the tampering is not true?

Mr. I. N. Menon.—I did not see the actual process of tampering.

Mr. P. Kumaran Ezhuthassan.—Was not this identical service book of the teacher sent up to the Department for purposes of leave and increment from year to year?

Mr. I. N. Menon.—The eligibility of increment with regard to these teachers is determined by the Inspecting officers.

Mr. T. A. Ramachandra Ayyar.—Is increment generally given to temporary hands?

Mr. I. N. Menon.—He was appointed in a permanent vacancy. But I am told he was appointed on the understanding that he was not permanent.

Mr. T. A. Ramachandra Ayyar.— Was he given increments?

Mr. I. N. Menon.—Yes.

Mr. T. A. Ramachandra Ayyar.—Is increment generally given to those who are not permanent?

Mr. I. N. Menon.—The increments were being sanctioned and the assumption was that the person was permanent.

Dr. A. R. Menon.—Is no increment sanctioned to non-permanent hands?

Mr. I. N. Menon.—No.

Dr. A. R. Menon.—Was he given any increment when he was an acting hand?

Mr. I. N. Menon.—The whole question of permanent or non-permanent was brought to our notice only subsequent to the increments were sanctioned. He was in service for 10 years. He was sent away and when the question was raised the Management said that he was not permanent. It seems that he was given to understand from the very beginning that he will be replaced by another.

Dr. A. R. Menon.—When was this found out, this tampering of the book, converting permanent into non-permanent?

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Mr. I. N. Menon.—It was last year.

Dr. A. R. Menon.—And no action has been taken till now except reporting it to the Diwan?

Mr. I. N. Menon.—A report was sent to the Diwan and the Government found that the blame could not be conclusively put down or fixed on any individual, and the Diwan ordered that no further action should be taken and the file was recorded.

Mr. T. A. Ramachandra Ayyar.—The Manager is said to have stated that there was an understanding that the teacher would be replaced. Was it recorded?

Mr. I. N. Menon.—The understanding was that the person was not permanent and therefore Government did not wish to interfere.

Mr. T. A. Ramachandra Ayyar.—Was that decision recorded?

Mr. I. N. Menon.—Yes.

Mr. T. A. Ramachandra Ayyar.—Did they make the necessary inquiry? Did they call for the register or service book?

Mr. I. N. Menon.—Yes.

Dr. A. R. Menon.—What action was taken for changing permanent into non-permanent?

Mr. I. N. Menon.—There was no occasion for the Director to look into this book and when I had occasion to look into this book the entry was non-permanent.

Mr. T. A. Ramachandra Ayyar.—Is it generally the case that in this register acting should be shown as non-permanent?

Mr. I. N. Menon.—Non-permanent was unusual. That is why it aroused suspicion.

Dr. A. R. Menon.—Do you find a like entry in any service book? You have said that it was apparently changed from permanent to non-permanent. It was a serious allegation. Have you seen such an entry till now?

Mr. I. N. Menon.—I have not come across such expressions.

Mr. A. Sankara Poduval.—Is it of any consequence from the departmental point of view?

Mr. I. N. Menon.—It is tampering of public records? It is very serious.

Mr. P. Kumaran Ezhuthassan.—May I know when the matter was reported to the Diwan?

Mr. I. N. Menon.—It is 6 months now.

Mr. P. Kumaran Ezhuthassan.—Any action has been taken upon that?

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Mr. I. N. Menon.—Government ordered that the whole file may be recorded.

Mr. P. Kumaran Ezhuthassan.—In Appendix 10 (3), there are certain allegations. Were these verified?

Mr. I. N. Menon.—These were verified by the Inspecting Officer himself.

Dr. A. R. Menon.—And that was found true?

Mr. I. N. Menon.—Yes.

Dr. A. G. Menon.—What is the difference between acting and non-permanent?

Mr. I. N. Menon.—It is not Government service. When the post becomes permanent the person who acts is confirmed. But the allegation is not that he was not confirmed, but he was given to understand, unlike in Government service, that he was not to be permanent.

Dr. A. R. Menon.—Are such private arrangements and understandings connived at by Government?

Mr. I. N. Menon.—No.

Mr. P. Kumaran Ezhuthassan.—May I know whether according to the rule, the service book has to be with the Manager?

Mr. I. N. Menon.—Yes.

Mr. Joseph Pettah.—Has it been after all proved that there was a change?

Mr. I. N. Menon.—I have already said that the first occasion I had to see the book was when the suspicion arose.

Mr. Joseph Pettah.—Was any investigation made and has the Director got any definite proof that there was a change?

Mr. I. N. Menon.—If the Director had any definite proof the action of the Government would have been quite different.

Dr. A. R. Menon.—When 'non' is added it can more or less be detected.

Mr. I. N. Menon.—It was detected and Government are not saying that there has not been any tampering. But it is impossible to fix the liability upon any one.

Mr. P. Kumaran Ezhuthassan.—But the service book is with the Manager.

Mr. I. N. Menon.—I am responsible for the records in my office. We cannot pass any stringent order in this matter. Although responsible for the custody of the document, they should be given every chance of fairness and fairplay.

President.—Question time is over.

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APPENDIX IX.

(Vide answer to Question No. 323)

Notification.

The Diwan has been pleased to order in his Proceedings, dated 30th September 1911, Ref. on C. No. 68 of 1087, Local and Legislative Department (Education), that those who have passed the Madras 'Account Test Lower' need not pass the Cochin Account Test in Account Code. Vol. I.

Comptroller's Office,
Trichur,
4th October 1911.

K. SANGU WARRIAR,
Comptroller of Accounts.

APPENDIX X.

(Vide answer to Question No. 330.)

Petition from M. R. Thulasi Das.

I beg to bring the following few facts to your kind notice for sympathetic reconsideration and favourable orders.

1. I have been a permanent teacher of Class III B of the L. M. C., Convent, M. G., School at Chathiath for the last 10 years, during which period I have given entire satisfaction to the Manager and the authorities concerned. On 18th Edavam 1106, *i. e.*, on the 1st working day of this school year, I was asked by the Manager to put in my resignation and on my politely refusing to do so, I have been relieved from the school. Failing to understand what the provocation was which caused such a treatment, against the explicit order of the Director of Public Instruction contained in his circular Dis. No. 30/R/1102, dated 22nd November 1926, I put in a petition on 23rd Edavam 1106 before you praying for reinstatement. Having not been favoured with a reply I again submitted a petition to which also no reply was received. Another petition was subsequently submitted, but the same was received back by me with the following endorsement. P. No. 14/1107 from the Inspectress of Schools "Orders have been already issued that the department cannot interfere in the matter of his relief as he has been exempted from training on the ground that his post is temporary.

2. From the above order it would appear (1) that an order had already been issued to me in the matter (2) that the same was to the effect that the department could not interfere since I was only a temporary hand. Both these I beg to submit, are against facts. First of all, no order had been issued to me as stated in the endorsement order. Secondly, I was not a temporary or acting hand, which fact will be clear from what I submit below.

3. It was as soon as the school was started that I was appointed there. Prior to that I was a permanently licensed teacher and it was at the Manager's special desire that I joined the service of the said school, since she was in urgent need of an experienced and capable hand who could look after the correspondence work of the school as well. Further the post I was appointed was a permanent one and there was nothing to show that it was not so. My service book, applications for increments continuously for five years and the staff lists of the various years will prove beyond doubt that I was a permanent hand, and that the present plea put in by the Manager that I am only a temporary hand is nothing but a clear stratagem found out by the Manager for the occasion. If, as it is alleged, I was only a temporary hand I would not have received the annual increments. and my service book main-

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tained by the Manager would have shown that my service was purely temporary. To show that increments are not sanctioned to temporary hands, permit me to quote the case of Mr. K. O. Varkey of the very same school to whom increment was refused on a perusal of the service book on the ground that he held no permanent appointment.

4. It would also appear from the endorsement order above referred to that my exemption from undergoing training was due to the fact that my post was temporary. This I beg to submit is not a fact. It was on her own accord that such a recommendation was made, because she might have thought that I had enough service to get a permanent exemption which was subsequently granted by the department on taking my long service into consideration. The fact that it was not because I was a temporary hand that temporary exemption was at first sought for by the Manager will be proved from the fact that one A. N. Kesava Pillai of the same school who was only a temporary male teacher was deputed for training without seeking for any exemption on his behalf.

5. In this connection I may also bring to your kind notice that one Mary D'cunha (a co-petitioner) who was only a temporary hand as per the service book and other records and who had only a service of 6 years to her credit, was ordered to be reinstated, while in spite of my long service of more than 10 years (which itself shows that the term temporary used in my case is meaningless), I do not understand why the same principle cannot be adopted in my case. Dear Sir, it is really painful for me to see that in both cases the plea brought forward is 'Temporary' but one is acquitted and the other is convicted.

6. I belong to a community which is very backward in point of education. Among a population of more than 1,000 I am the only one who have been able to enter at least the aid service and it is only an irony of fate that instead of giving all sorts of encouragement, I am treated in this manner for no fault of mine especially in these days of famine and poverty.

Under the circumstances you may be graciously pleased to order my reinstatement for which I have perfect right and if you deem it otherwise you may—taking into consideration my long service in the school and present critical situation outside—order my reinstatement as a special case for at least three years more or until I get another job whichever may be shorter

Praying for your kind orders at an early date.

APPENDIX XI—(1)

(*Vide Answer to Question No.* 332).

Statement of items of works investigated by the Special Assistant Engineer for Irrigation from 1103—1106.

1. Karuvannur flood prevention scheme in different stages,
2. Manapat chira improvements.
3. Opening a canal from Vettikadavu eastwards.
4. Providing irrigation facilities in Alur village.
5. Improvements to Athur and Elavithingal chiras.
6. Vellarappalli lift Irrigation.
7. Amballur Scheme—bund across the Konath river.
8. The Thanikudam Scheme.
9. The Kurumali Scheme.
10. Opening of a thodu from the Muriyad lake to Kakkathuruthy.

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